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DIVISION OF  
OIL, GAS AND MINING

October 7, 2000

State of Utah  
Division of Oil, Gas and Mining,  
Lowell P. Braxton, Director  
1594 West North Temple, Suite 1210  
PO Box 145801  
Salt Lake City, Utah 84114-5801

Re: Public Notice of Star Stone Quarries, Inc. Heber Quarry Mine Plan, M/051/001,  
Wasatch County, Utah

Dear Mr. Braxton: *Ms. Grubough - Litling:*

WE THE UNDERSIGNED RESIDENTS AND PROPERTY OWNERS OF PROPERTY ADJACENT TO AND SURROUNDING SECTION 6, TOWNSHIP 4 SOUTH, RANGE 6 EAST, SLBM, WASATCH COUNTY, UTAH, SUBMIT THE FOLLOWING WRITTEN PROTEST IN OPPOSITION TO APPROVAL OF STAR STONE QUARRIES PERMIT APPLICATION TO EXPAND THEIR EXISTING MINING OPERATION IN HEBER CITY, UTAH.

THE FACTUAL REASONS FOR THE OPPOSITION ARE AS FOLLOWS:

I. We, the residents and property owners undersigned live in a residential neighborhood known as "Lake Creek Estates." This area is adjacent to and nearby the area of West 1/2 of the Southeast 1/4, and East 1/2 of the southwest 1/4 of Section 6, Township 4 South, Range 6 East, SLBM, Wasatch County, Utah. We have purchased property, and/or built or purchased homes, with the express purpose of enjoying quiet surroundings and freedom from irritating noises including the sounds of heavy machinery. We also enjoy the beauty of the green hill that stands as a backdrop to this entire neighborhood. This hill is the exact place where Star Stone Quarry's Heber Operation, (hereinafter described as "the quarry") is located.

II. While we understand that the quarry has been in operation for years, in the past it was small and not extremely noticeable. As a result, many of the residents and property owners purchased the property without any expectation that they were locating next to what would soon become a large and noisy quarry.

III. In the intervening years, the quarry has expanded rapidly, to the point where it is now a disturbance to the Lake Creek Estates neighborhood. It has also been operating contrary to law and in disregard to the comfort and peace of the residents. Specifically:

A. Loud and irritating noises, including the crushing of rock and the sound of heavy machinery, frequently disturb the peace of the residents and property owners of



Lake Creek Estates. These noises continue as late as 9 or 10 p.m. and as early as 7 a.m. These hours are continued on weekends, even early on Sunday morning.

B. The noise of loud, boisterous music has been heard coming from a trailer or trailers located on a dirt road which is part of the property, and which Lake Creek Estate residents and property owners have understood to be the property of the quarry, and used by employees of the quarry. This music has been heard late at night on occasion. We as residents believe that there are quarry employees living in this trailer area, which has no plumbing and is an eyesore.

C. Blasting of rock occurs at regular intervals. The residents and property owners of Lake Creek Estates have legitimate cause for concern about foundation damage as a result of the blasts.

D. Large machinery has now appeared at the top of the hill overlooking Lake Creek Estates. Up until recently, the quarry's operation has mainly been on the other side of the hill. The residents and property owners are gravely concerned to see the mining operation extending to this side of the hill. This will result not only in greater noise as the equipment and machinery move closer to the Lake Creek Estates residential neighborhood, but in the scarring and defacing of the hill, which in turn will substantially detract from the beauty and pristine surroundings of the Lake Creek Estates area.

E. The visible and loudly audible presence of this quarry, if it is allowed to continue, will result in a decrease in property values for the Lake Creek Estates property owners.

F. Large trucks travel to the quarry on Lake Creek Road, the only access to the Lake Creek Estates neighborhood. These cumbersome trucks may travel in pairs or nearly in the center of the narrow two-lane road, making it difficult to pass. They are a potential traffic hazard and a source of frustration to Lake Creek Estates residents trying to return to their homes.

III. As of mid-September 2000, Mr. Lon Thomas, of Star Stone Quarries, assured one property owner that there was no expansion planned, but that the operation would continue as it had in the past. This assertion is directly counter to the statements made by the 'Notice of Tentative Decision to Approve.' As residents and property owners, we must assume the written Notice is correct. Given this assumption, the residents and property owners feel that the quarry has the potential to become a nuisance to the entire Lake Creek Estates residential neighborhood.

The notice further states that the mining operation will cover approximately 15 acres of land. As of 1998, the quarry was operating on an area of 11 acres. We believe that this is in violation of the Utah laws for small mining operations. Since then, the mining operation of the quarry has expanded rapidly. The noise of scraping metal and crushing rock is heard more frequently than before. The quarry has moved further North and closer to Lake Creek Estates, disturbing more landowners and residents. Having



been in violation since 1998, and since continuing these same operations contrary to law and in an inconsiderate manner, we as residents and adjacent property of Lake Creek Estates request:

1. That the permit be denied.

We also voice our concerns about and request the following:

2. That the quarry not be allowed to mine and further scar and deface the side of the hill which is viewed by and stands as a backdrop to the Lake Creek Estates residential neighborhood;
3. A limit on the times and hours of mining operation to 7:30 a.m. to 8:00 p.m. on weekdays, and 9:00 a.m. to 8:00 p.m. on weekends; and
4. The removal of the quarry trailer, trailers, and accompanying structures from the quarry property.

We further request a public hearing on this matter, and ask that notice of all meetings and hearings concerning these issues be given to the Lake Creek Estates residents and property owners.

Mr. & Mrs. Paul & Marilyn  
Broadbent

Jeri Rich  
Quin Rich

Mr. & Mrs. Peter & Beverley Mc Dermott